



HENRY McMASTER
ATTORNEY GENERAL

November 9, 2006

The Honorable Mark Sanford
Governor, State of South Carolina
Post Office Box 11829
Columbia, South Carolina 29211

Dear Governor Sanford:

The following fiscal year 2007-08 budget plan for the Attorney General's Office is submitted for your consideration.

Last year's budget allowed the office to address critical criminal prosecutorial needs in the areas of domestic violence and gambling. Also addressed were pressing needs in the areas of Attorney General's legal opinions and saving taxpayer funds through an innovative technology savings initiative. I thank you and the General Assembly for your support and leadership.

Internet Sex Predator Prosecutors

I am proposing that \$561,195 be appropriated to the Attorney General's Office for the South Carolina Internet Crimes Against Children (ICAC) Task Force to enhance the federal grant funding that may not be available in FY 2007-08. This funding will allow the Office to hire three new prosecutors and one support staff member to prosecute these crimes across the state. It will also allow the Attorney General's Office to purchase computers, computer software and technology to provide to members of the Task Force.

Currently there are twenty-two law enforcement agencies participating in the Task Force. Since its inception in 2004, the Task Force has made 43 arrests in online sting operations, with the numbers increasing as additional law enforcement agencies join the Task Force. The Attorney General's Office has only one prosecutor to handle these cases.

I'm afraid we have only discovered the tip of the iceberg of this Internet predator epidemic. We are now making arrests on a weekly basis with no letup in sight.

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This additional funding will allow the Task Force to add additional law enforcement agencies and additional prosecutors to handle the increasing prosecutorial caseload.

Civil Environmental Attorney

I am proposing that \$179,418 be appropriated to the Attorney General's Office for the purpose of hiring a civil environmental attorney and a legal assistant position to handle impending environmental litigation with the states of Georgia and North Carolina over water supply issues along the Savannah and Catawba rivers.

It is likely that the State will be required to take legal action to protect its rights to water against additional encroachment by the State of Georgia in the lower Savannah River area, the Central Savannah River Area and the Lake Hartwell - Savannah River area.

It is also likely that the State will be required to take legal action against the State of North Carolina to protect its rights to water along the Catawba River. Currently North Carolina is considering allowing an inter-basin transfer of water from the Catawba River to the Yadkin River north of the city of Charlotte. This action could have a devastating effect on the flow of water into the South Carolina portion of the Catawba and Wateree rivers.

This additional funding will give the Attorney General's Office the resources to prepare and take the necessary legal action to protect South Carolina's vital water supply.

State Grand Jury-Clerk of Court

I am proposing that \$57,243 be appropriated to the Attorney General's Office for the purpose of hiring an additional assistant clerk for the State Grand Jury.

The expanding jurisdiction of the State Grand Jury has seen an increase in caseload that must be handled by the clerk of the State Grand Jury in each court in all forty-six counties. This additional funding will allow the clerk of the State Grand Jury to meet the increasing demands of an increasing caseload across the state.

Special Litigation Attorney

I am proposing \$146,918 be appropriated to the Attorney General's Office for the purpose of hiring an additional Special Litigation Attorney.

This position will represent agencies, state officials, and the State of South Carolina when named in civil suits. These civil suits continue to increase each year resulting in strained resources in the office. We must effectively represent the State of South Carolina when named as a defendant in these suits.

Litigation Technology Initiative

I am proposing the implementation of a legal technology plan to provide litigation technology for the legal staff of the Attorney General's Office. It replaces aged computers with laptops/docking station configurations and implements litigation support software and trial presentation tools thereby considerably improving the agency's ability to effectively represent and defend the citizens of South Carolina throughout the South Carolina judicial system at an initial cost of \$527,871.

The Federal Court's mandate for electronic filing, the upcoming enactment of new Federal Rules of Civil Procedure on December 1, 2006, and the on-going implementation of Chief Justice Toal's statewide strategic technology plan demonstrate how both Federal and State government have embraced technology and how technology is changing the legal field. The Attorney General's Office must comply with these legislated rules and regulations impacting our operation. Equally important, we must arm ourselves with the tools to compete with private counsel. Our ability to defend justice and protect the citizens of our state and environment, must not be restricted or limited by such affordable and now standard, legal resources. The need to protect South Carolina, her people and her resources requires the Attorney General's Office be adequately equipped with technology. This initiative enables the agency to effectively utilize the electronic/digital technology to best serve, protect and defend the citizens of our state.

As Governor of the State of South Carolina you have important decisions to make in a critical juncture in our state's history. I commend you for your commitment and efforts to implement sound fiscal policy.

If I may be of any service to you, please do not hesitate to call on me.

Yours very truly,

A handwritten signature in black ink, appearing to read "Henry McMaster", written in a cursive style.

Henry McMaster

HDM/tw

FISCAL YEAR 2007-08 BUDGET PLAN

I. EXECUTIVE SUMMARY

A. Agency Section/Code/Name: E20 Office of the Attorney General

The Attorney General is South Carolina's Chief Prosecutor, Chief Legal Officer, and Securities Commissioner. The South Carolina Constitution defines the Attorney General's role as "chief prosecuting officer of the State with authority to supervise the prosecution of all criminal cases in courts of record." In 1929, a state court broadened that role: "As the chief law officer of the State [the Attorney General] may, in the absence of some express legislative restriction to the contrary, exercise all such power and authority as public interests may, from time to time, require, and may institute, conduct and maintain all such suits and proceedings as he deems necessary for the enforcement of the laws of the State, the preservation of order, and the protection of public rights."

B. Statewide Mission: The Attorney General, through his Office, fulfills a multi-purpose mission on behalf of the State and it's citizens.

C. Summary Description of Strategic or Long-Term Goals:

A. As Chief Prosecutor, the Attorney General:

- (1) Represents the State of South Carolina in prosecuting criminal cases and holds supervisory authority over the prosecution of any and all criminal cases in the State of South Carolina;
- (2) Oversees the activities of the State Grand Jury including the prosecution of multi-jurisdictional drug offenders, public corruption, election fraud, computer crime violations, terrorism, environmental crime, and securities fraud;
- (3) Trains and supervises pro-bono domestic violence prosecutors in summary and municipal court and through a federal grant, prosecutes in State courts defendants accused of criminal domestic violence;
- (4) Represents the State in all death penalty appeals in both state and federal courts;
- (5) Prosecutes cases of Internet crimes against children, including those involving sexual exploitation;
- (6) Investigates and prosecutes cases of Medicaid fraud, patient abuse, and provider fraud;
- (7) Represents the State in civil confinement trials of alleged sexually violent predators under South Carolina's Sexually Violent Predators statute;

- (8) Prosecutes all cases of insurance fraud;
- (9) Prosecutes violations of State's tax laws;
- (10) Assists victims of crimes in claiming the benefits guaranteed under the State's Victims Bill of Rights;
- (11) Represents the State when defendants file for Post Conviction Relief and when they appeal their convictions;
- (12) Sponsors a Youth Mentor Program designed to prevent juvenile crime and rescue at-risk youngsters before they commit violent offenses.

B. As Chief Legal Officer, the Attorney General:

- (1) Represents and advises the State, it's agencies, political subdivisions, and it's officials in legal matters when the State is a party to a legal action, either as plaintiff or defendant;
- (2) Is responsible for employing and supervising those attorneys who represent the State, as well as, overseeing the State's litigation and effectuating South Carolina's legal policy;
- (3) Issues official legal opinions upon request by constitutional officers, members of the General Assembly, and certain state and local officials;
- (4) Investigates and prosecutes grievance complaints filed against attorneys and judges.

C. As Securities Commissioner, the Attorney General:

- (1) Oversees the registration of all persons engaged in the sale of securities in the State of South Carolina; investigates allegations of fraud or other violations of securities laws and takes appropriate enforcement action; and provides information on securities laws and practices.

D.

Summary of Operating Budget Priorities for FY 2007-08:	FUNDING						FTEs			
	State Non- Recurring	State Recurring	Federal	Other	Total		State	Fed.	Other	Total
Priority No.: 1 Title: Internet Sex Predator Prosecutors Strategic Goal No.: A5 Activity Number & Name: 143	255,000	306,195			561,195		4.00			4.00
Priority No.: 2 Title: Civil Environmental Attorney Strategic Goal No.: Activity Number & Name:		179,418			179,418		2.00			2.00
Priority No.:3 Title: State Grand Jury-Clerk of Court Strategic Goal No.: Activity Number & Name:		57,243			57,243		1.00			1.00
Priority No.:4 Title: Special Litigation Attorney Strategic Goal No. : Activity Number & Name:		146,918			146,918		2.00			2.00
Priority No.:5 Title: Litigation Technology Initiative Strategic Goal No.: Activity Number & Name:	468,038	59,833			527,871		1.00			1.00
TOTAL OF ALL PRIORITIES	723,038	749,607			1,472,645		10.00			10.00

E. Agency Recurring Base Appropriation:
 State \$ 6,915,288
 Federal\$ 1,761,559
 Other \$ 4,256,559

F. Efficiency Measures:

G.

Summary of Capital Budget Priorities:			Additional State Funds	Previously Authorized State Funds	Total Other Fund Sources	Project Total
Priority No.:	<u>Project Name:</u> Activity Number & Name:	Project No*:	0	0	0	\$ 0
Priority No.:	<u>Project Name:</u> Activity Number & Name:	Project No*:	0	0	0	\$ 0
Priority No.:	<u>Project Name:</u> Activity Number & Name:	Project No*:	0	0	0	\$ 0
TOTAL OF ALL CAPITAL BUDGET PRIORITIES			\$ 0	\$ 0	\$ 0	\$ 0

* If applicable

H. Number of Proviso Changes:

I. Signature/Agency Contacts/Telephone Numbers: Trey Walker, Chief Executive Assistant 734-4091

II. DETAILED JUSTIFICATION FOR FY 2007-08 OPERATING BUDGET PRIORITIES

A. Agency Section/Code/Name: SC Office of the Attorney General

B. Priority No. 1 of 5

C. (1) Title: INTERNET SEX PREDATOR PROSECUTORS

(2) Summary Description: This funding will allow the office to hire three new prosecutors and one support staff member to prosecute these crimes across the state. It will also allow the Attorney General's Office to purchase computers, computer software and technology to provide members of the Task Force.

(3) Strategic Goal/Action Plan:

D. Budget Program Number and Name: I. State Litigation

E. Agency Activity Number and Name: 143 Internet Crimes Against Children

F. Detailed Justification for Funding:

I am proposing that \$561,195 be appropriated to the Attorney General's Office for the South Carolina Internet Crimes Against Children (ICAC) Task Force to enhance the federal grant funding that may not be available in FY 2007-08. This funding will allow the Office to hire three new prosecutors and one support staff member to prosecute these crimes across the state. It will also allow the Attorney General's Office to purchase computers, computer software and technology to provide to members of the Task Force.

Currently there are twenty-two law enforcement agencies participating in the Task Force. Since its inception in 2004, the Task Force has made 43 arrests in online sting operations, with the numbers increasing as additional law enforcement agencies join the Task Force. The Attorney General's Office has only one prosecutor to handle these cases.

I'm afraid we have only discovered the tip of the iceberg of this Internet predator epidemic. We are now making arrests on a weekly basis with no letup in sight.

This additional funding will allow the Task Force to add additional law enforcement agencies and additional prosecutors to handle the increasing prosecutorial caseload.

(2)

FY 2007-08 Cost Estimates:	State Non-Recurring Funds	State Recurring Funds	Federal	Other	Total
Personnel:					
(a) Number of FTEs*		4.00			4.00
(b) Personal Service		221,000			221,000
(c) Employer Contributions		65,195			65,195
Program/Case Services					\$ 0
Pass-Through Funds					\$ 0
Other Operating Expenses	255,000	20,000			275,000
Total	255,000	306,195	\$ 0	\$ 0	561,195
* If new FTEs are needed, please complete Section G (Detailed Justification for FTEs) below.					

(3) Base Appropriation:

State	\$ 6,915,288
Federal	\$ 1,761,559
Other	\$ 4,256,100

(4) Is this priority associated with a Capital Budget Priority? No If yes, state Capital Budget Priority Number and Project Name: _____

G. Detailed Justification for FTEs

(1) Justification for New FTEs

- (a) Justification: The Office of the Attorney General has no vacant FTE's.
- (b) Future Impact on Operating Expenses or Facility Requirements: The Office of the Attorney General will absorb the FTE's into existing office space.
- (c)

(2) Position Details:

	State	Federal	Earmarked	Restricted	Total
Position Title: Attorney II					

(a) Number of FTEs	3.00				3.00
(b) Personal Service	179,499				179,499
(c) Employer Contributions	52,953				52,953

	State	Federal	Earmarked	Restricted	Total
Position Title: Program Coord					
(a) Number of FTEs	1.0				1.00
(b) Personal Service	41,500				41,500
(c) Employer Contributions	12,243				12,243

(3) FTEs in Program Area per FY 2006-07 Appropriation Act:

State 120.25
Federal 13
Other 41

Agency-wide Vacant FTEs as of July 31, 2006: _____

% Vacant _____%

H. Other Comments:

A. Agency Section/Code/Name: SC Office of the Attorney General

B. Priority No. 2 of 5

C. (1) Title: Civil Environmental Attorney

(2) Summary Description: These positions will prosecute environmental crimes in the State of South Carolina and represent South Carolina in multi-state litigation.

(3) Strategic Goal/Action Plan (if applicable):

D. Budget Program Number and Name: I. State Litigation

E. Agency Activity Number and Name: 145 Government Litigation

F. Detailed Justification for Funding

(1) Justification for Funding Increase: The Office of the Attorney General is proposing \$179,418 be appropriated for the purpose of hiring a civil environmental attorney and a paralegal/assistant position to handle impending environmental litigation with the states of Georgia and North Carolina over water supply issues along the Savannah and Catawba Rivers.

It is likely that the State will be required to take legal action to protect its rights to water against additional encroachment by the State of Georgia in the lower Savannah River area, the Central Savannah River Area and the Lake Hartwell - Savannah River area.

It is also likely that the State will be required to take legal action against the State of North Carolina to protect its rights to water along the Catawba River. Currently North Carolina is considering allowing an inter-basin transfer of water from the Catawba River to the Yadkin River north of the city of Charlotte. This action could have a devastating effect on the flow of water into the South Carolina portion of the Catawba and Wateree Rivers.

This additional funding will give the Attorney General's Office the resources to prepare and take the necessary legal action to protect South Carolina's vital water supply.

(2)

FY 2007-08 Cost Estimates:	State Non-Recurring Funds	State Recurring Funds	Federal	Other	Total
Personnel:					
(a) Number of FTEs*		2.00			2.00
(b) Personal Service		126,500			126,500
(c) Employer Contributions		37,318			37,318
Program/Case Services					\$ 0

Pass-Through Funds					\$ 0
Other Operating Expenses		15,600			15,600
Total	\$ 0	179,418	\$ 0	\$ 0	179,418
* If new FTEs are needed, please complete Section G (Detailed Justification for FTEs) below.					

(3) Base Appropriation:

State \$ 6,915,288
Federal \$ 1,761,559
Other \$ 4,256,100

(4) Is this priority associated with a Capital Budget Priority? No If yes, state Capital Budget Priority Number and Project Name: _____

G. Detailed Justification for FTEs

- 1) Justification for New FTEs: The Office of the Attorney General has no vacant FTE's
- 2) Future Impact on Operating Expenses or Facility Requirements: The Office of the Attorney General will absorb the FTE into existing office space.
- 3).

	State	Federal	Earmarked	Restricted	Total
Position Title: Civil Environmental Attorney					
(a) Number of FTEs	1.00				1.00
(b) Personal Service	85,000				\$ 85,000
(c) Employer Contributions	25,075				25,075

	State	Federal	Earmarked	Restricted	Total
Position Title: Paralegal					
(a) Number of FTEs	1.0				1.00
(b) Personal Service	41,500				41,500
(c) Employer Contributions	12,243				12,243

(3) FTEs in Program Area per FY 2006-07 Appropriation Act:

State	<u>120.25</u>
Federal	<u>13</u>
Other	<u>41</u>

Agency-wide Vacant FTEs as of July 31, 2006: _____

% Vacant _____%

H. Other Comments:

A. Agency Section/Code/Name: SC Office of the Attorney General

B. Priority No. 3 of 5

C. (1) Title: Clerk of Court Personnel

(2) Summary Description: This position will assist the Clerk of the State Grand Jury in addressing the needs of the Office.

(3) Strategic Goal/Action Plan:

D. Budget Program Number and Name: I. State Litigation

E. Agency Activity Number and Name:

F. Detailed Justification for Funding

(1) Justification for Funding Increase:

The Office of the Attorney General is proposing \$57,243 be appropriated for the purpose of hiring an additional assistant clerk for the State Grand Jury. Since the expansion of the State Grand Jury, there has been an increase in cases that must be handled by the Clerk's office. This additional funding will allow the timely processing of casework.

(2)

FY 2007-08 Cost Estimates:	State Non-Recurring Funds	State Recurring Funds	Federal	Other	Total
Personnel:					
(a) Number of FTEs*		1.00			1.00
(b) Personal Service		40,703			40,703
(c) Employer Contributions		13,040			13,040
Program/Case Services					\$ 0
Pass-Through Funds					\$ 0
Other Operating Expenses		3,500			3,500
Total		57,243			57,243
* If new FTEs are needed, please complete Section G (Detailed Justification for FTEs) below.					

(3) Base Appropriation:

State	\$ 6,915,288
Federal	\$ 1,761,559
Other	\$ 4,256,100

(4) Is this priority associated with a Capital Budget Priority? No If yes, state Capital Budget Priority Number and Project Name: _____

G. Detailed Justification for FTEs

1).Justification for New FTEs

a.)Justification: The Office of the Attorney General has no vacant FTE's.

b.)Future Impact on Operating Expenses or Facility Requirements: The Office of the Attorney General will absorb the FTE into existing office space.

(2) Position Details:

	State	Federal	Earmarked	Restricted	Total
Position Title: Personnel					
(a) Number of FTEs	2.00				2.00
(b) Personal Service	40,703				40,703
(c) Employer Contributions	13,040				13,040

(3) FTEs in Program Area per FY 2006-07 Appropriation Act:

State	<u>120.25</u>
Federal	<u>13</u>
Other	<u>41</u>

Agency-wide Vacant FTEs as of July 31, 2006: _____

% Vacant _____%

H. Other Comments:

A. Agency Section/Code/Name: SC Office of the Attorney General

B. Priority No. 4 of 5

C. (1) Title: Special Litigation Attorney

(2) Summary Description: The position will represent agencies, state officials, constitutional officers, and the State of South Carolina when named in civil suits.

(3) Strategic Goal/Action Plan *(if applicable)*:

D. Budget Program Number and Name: I. State Litigation

E. Agency Activity Number and Name: 145 Government Litigation

F. Detailed Justification for Funding:

(1) Justification for Funding Increase: The State of South Carolina has been subject to increased suits naming agencies and state officials in recent years. The volume of these suits has strained resources in the Office and hampered the ability to effectively represent the State of South Carolina.

(2)

FY 2007-08 Cost Estimates:	State Non-Recurring Funds	State Recurring Funds	Federal	Other	Total
Personnel:					
(a) Number of FTEs*		2.00			2.00
(b) Personal Service		106,500			106,500
(c) Employer Contributions		31,418			31,418
Program/Case Services					\$ 0
Pass-Through Funds					\$ 0
Other Operating Expenses		9,000			9,000
Total	\$ 0	146,918	\$ 0	\$ 0	146,918
* If new FTEs are needed, please complete Section G (Detailed Justification for FTEs) below.					

(3) Base Appropriation:

State	\$ 6,915,288
Federal	\$ 1,761,559
Other	\$ 4,256,100

(4) Is this priority associated with a Capital Budget Priority? No If yes, state Capital Budget Priority Number and Project Name: _____

G. Detailed Justification for FTEs

(1) Justification: The Office of the Attorney General has no vacant FTE's.

Future Impact on Operating Expenses or Facility Requirements: The Office of the Attorney General will absorb the FTE into existing office space.

(2) Position Details:

	State	Federal	Earmarked	Restricted	Total
Position Title: Civil Environmental Attorney					
(a) Number of FTEs	1.00				1.00
(b) Personal Service	65,000				\$ 65,000
(c) Employer Contributions	19,175				19,175

	State	Federal	Earmarked	Restricted	Total
Position Title: Paralegal					
(a) Number of FTEs	1.0				1.00
(b) Personal Service	41,500				41,500
(c) Employer Contributions	12,243				12,243

(3) FTEs in Program Area per FY 2006-07 Appropriation Act:

State	<u>120.25</u>
Federal	<u>13</u>
Other	<u>41</u>

Agency-wide Vacant FTEs as of July 31, 2006: _____
% Vacant _____%

H. Other Comments:

- A. Agency Section/Code/Name: SC Office of the Attorney General
- B. Priority No. 5 of 5
- C. (1) Title: Technology Enhancement Initiative
(2) Summary Description: The objective of this project is to provide the legal staff of the Office of the Attorney General with litigation technology. It will replace aged personal computers with laptops/docking station configurations and implement litigation support and trial presentation tools. This project considerably improves the agency's ability to effectively represent, protect, and defend the citizens of South Carolina.
(3) Strategic Goal/Action Plan *(if applicable)*:
- D. Budget Program Number and Name: I. State Litigation
- E. Agency Activity Number and Name: All.
- F. Detailed Justification for Funding: The attorneys with the Office of the Attorney General spend much of their time in court across the state representing and prosecuting cases on the State's behalf. We prosecute and defend at all judicial levels: from municipal court to the Supreme Court, in both State and Federal jurisdictions, and in all 46 counties. Cases range from domestic violence prosecution to death penalty and large-scale securities fraud prosecution cases, with opposing counsel ranging from individual representation to large multi-state firms. Although many courtrooms across our state are wireless and well equipped for electronic presentations, the Office of the Attorney General does not have the tools to make use of these wireless electronic courtrooms like opposing counsel from the small, medium, and large firms. The days of fumbling through piles of evidence, sifting through pages of depositions, manhandling large presentation boards, and monotonously verbalizing closing arguments are numbered as the use of technology continues to improve juror comprehension and speed up courtroom trials. Digital video/display technology is greatly simplifying the presentation of evidence, thus, juries more clearly understand what they have both seen and heard. At present, it is the opposing counsel utilizing these tools to his or her advantage. The Office of the Attorney General wants to balance the scales of justice through the implementation of litigation tools. These tools include laptops for attorneys, litigation support software, trial presentation software, evidence-production printers, and a technological environment through which these tools are seamlessly integrated.

The Federal Court's mandate for electronic filing, the upcoming enactment of new Federal Rules of Civil Procedure on December 1, 2006, and the on-going implementation of Chief Justice Toal's statewide strategic technology plan demonstrate how both the federal and state government have embraced technology in the legal field. Electronic documents, electronic filings, and e-discovery have transformed litigation across our state and our nation. As the chief prosecutor for the State of South Carolina, it is crucial for the Office of the Attorney General to equip their staff with the technological tools to utilize and support this change. Attorney General McMaster is committed to providing the highest level of legal services to the citizens of South Carolina. We must arm ourselves with the tools to compete with private counsel. Our ability to defend justice, protect the citizens of our state and our environment, must not be restricted or limited by such affordable and, now standard, legal resources. The appropriately moderate selection and implementation of technology will help level the litigation playing field and provide quality legal representation for South Carolina.

There are several components of this legal technology initiative. They include:

- o replacing attorney's aged desktop computers with laptop computers allowing more effective and efficient prosecution
- o providing a standard litigation support and trial presentation application across the agency
- o web-enabling the agency's mission-critical case management applications which allow attorneys access to case information while away from the office, and provide secure wireless access for Attorney General staff.

The primary objectives of this system are:

1. Replace aged desktop computers with laptops for legal staff.

Prior years' budget deficits required the Office of the Attorney General retain personal computers for longer than the standard three-year useful life cycle. Current budget limitations do not allow for the upgrade of these office computers. The lack of portability and age of these older computers has limited the efficiency of agency staff. With the introduction of laptops, the productivity of an attorney will not be tied to any physical location or based on the accessibility of paper documents. The attorney will be able to access work files while at home or while traveling, or to load files on a laptop for work from a remote location. Laptops will enable traveling attorneys to take advantage of wireless courtrooms, accessing the Internet for legal research, as well as making trial presentation. With the ever-increasing caseload, this hardware will help meet the continuing demands on our staff.

2. Provide litigation support and trial presentation tools to legal staff.

The Attorney General's Office practices many varied and diverse types of law. These different practices of law across all judicial levels (local, county, state and federal) create a unique niche for litigation support applications when compared to the private sector. Litigation support software must be adaptable to the varied types of law. The CaseSoft suite provides this flexibility. It is composed of several modules and each offers the following functionality and benefits:

CaseMap – Case Analysis Tool

This tool makes it easy to organize, evaluate, and search the facts, the parties, and the issues in a case. The product is designed for use on all types of cases and by all types of litigators and investigators. The application becomes the central repository for critical case knowledge and thereby standardizes the case-analysis process. For small cases, this decreases the trial preparation time enabling cases to move more quickly through the process. For large cases, it provides the critical warehouse within which litigation teams build the fundamental case strategy enabling all staff to have access to case developments.

TextMap – Transcription Summary Tool

This tool creates a database of electronic transcript files from depositions, hearings, examinations, and other proceedings. As transcripts are imported into TextMap, they are indexed and the location of each word in each transcript is stored. Attorneys can later search the index to instantly find all locations where a word or phrase appears. This provides a distinct advantage for legal staff by eliminating the time-intensive paper search.

TimeMap – Timeline Graphing Tool

This product pulls facts and dates from CaseMap and allows the creation of timelines in seconds. This is a trial presentation tool that also exports to PowerPoint. This tool automatically scales time periods based on the number or the sequence of events. This automation minimizes the impact of making last minute adjustments to visual aids.

3. Implement wireless access.

Wireless technology has become the great equalizer for solo attorneys and small firms in their race to catch up with larger legal competitors according to the American Bar Association's 2004-2005 Legal Technology Survey Report released in August 2005. In the Attorney General's office, the installation of wireless access throughout the office would give agency staff the ability to move throughout the office without the loss of access to data in a secure environment. Having access to data in a responsive and secured environment anywhere within the office would dramatically increase the efficiency of the legal staff and help provide the necessary security to protect the network from outside intrusions. Another benefit is the elimination of cost to provide temporary employees access to the network. Wireless access would allow the Attorney General's Office to dynamically change the work environment at a moments notice without construction costs and delays.

4. Web-enable case and document management systems.

As mentioned before, there are countless examples of how the legal system has embraced technology. From the Federal electronic filing mandate to the South Carolina Judicial Technology implementation delivering wireless services to all courts in our state, technology is changing the legal system. The Office of the Attorney General needs to make use of these by providing agency staff with remote access to case information. Supplying this access to legal staff renders many benefits:

- Legal assistants are not duplicating paper files
- the most-recently received documents are available instantaneously
- traveling employees have the ability to work remotely; their productivity is not diminished, instead, they can take advantage of the benefits of an electronic office.

Conclusion:

Each of these objectives helps support the agency goal of the Attorney General's Office by providing the best legal representation to the citizens of South Carolina at the lowest cost to the taxpayer. As the chief legal prosecutor for the State, we must be ready to effectively utilize the electronic/digital technology to best serve the citizens of our state. And equally important, we must comply with legislated rules and regulations impacting our operation. For example, as the Securities Commissioner for the State of South Carolina, acts such as Sarbanes-Oxley can directly impact our procedures. On December 1, 2006, new Federal Rules of Civil Procedure regarding electronic records will influence our agency's operations and procedures.

As in every walk of life where technology now plays a significant role, the practice of law is still fundamentally the same as it has always been. Though alterations in technique and method are taking place, it is clear today's technology is not a substitute for process, hard work, and clear thinking. However, it is a very powerful tool in the hands of a well-prepared attorney. In fact, the litigation support application will ensure attorneys are better prepared for trial.

It is essential to remember the promise technology holds is of secondary importance. The primary goal is to maximize the chances for a desirable outcome in the case and justice to be served. As Fredric I. Lederer, Chancellor professor of law at the William & Mary School of Law, puts it: "As trial looms on the horizon, counsel seeks to assure victory. Whether the goal is successful settlement or victory at trial, the wise lawyer routinely seeks to gain every ethical advantage possible. Increasingly, technology may well be not just an advantage but a deciding factor."

We will design and implement an electronic document management system with technologies that provide the business benefits described above, working more effectively and efficiently with the resources provided.

(1) Justification for Funding Increase:

	<u>Quantity</u>	<u>Price</u>	<u>TOTAL</u>
Objective 1: Litigation Hardware			
Laptop/Docking station	43	\$2,140	\$92,020
Elmo Projectors	5	\$1,792	\$8,960
Presentation Projector	5	\$2,250	\$11,250
Objective 2: Litigation Software			
CaseSoft Suite	140	\$545	\$76,300
Objective 3: Wireless Network			
Implement wireless access points			\$89,208
Objective 4: Web-Enable Applications			
Upgrade licenses for Case Mgmt. system	90	\$900	\$81,000
Develop web front-end	1		\$94,300
Purchase web servers	2	\$4,500	\$9,000
Virtualization software	1	\$6,000	\$6,000
TOTAL			\$468,038

(2)

FY 2007-08 Cost Estimates:	State Non-Recurring Funds	State Recurring Funds	Federal	Other	Total
Personnel:					
(a) Number of FTEs*		1.00			1.00
(b) Personal Service		43,500			43,500
(c) Employer Contributions		12,833			12,833
Program/Case Services					\$ 0
Pass-Through Funds					\$ 0
Other Operating Expenses	468,038	3,500			471,538

Total	468,038	59,833	\$ 0	\$ 0	527,871
* If new FTEs are needed, please complete Section G (Detailed Justification for FTEs) below.					

(3) Base Appropriation:

State \$ 6,915,288
Federal \$ 1,761,559
Other \$ 4,256,100

(4) Is this priority associated with a Capital Budget Priority? No If yes, state Capital Budget Priority Number and Project Name: _____

G. Detailed Justification for FTEs

1. Justification for New FTEs: The Office of the Attorney General has no vacant FTE's.

a). Future Impact on Operating Expenses or Facility Requirements: The Office of the Attorney General will absorb the FTE into existing office space.

(2) Position Details:

	State	Federal	Earmarked	Restricted	Total
Position Title: Computer Technician II					
(a) Number of FTEs	1.00				1.00
(b) Personal Service	43,500				43,500
(c) Employer Contributions	12,833				12,833

	State	Federal	Earmarked	Restricted	Total
Position Title:					
(a) Number of FTEs					
(b) Personal Service					
(c) Employer Contributions					

(3) FTEs in Program Area per FY 2006-07 Appropriation Act:

State	<u>120.25</u>
Federal	<u>13</u>
Other	<u>41</u>

Agency-wide Vacant FTEs as of July 31, 2006: _____

% Vacant _____%

H. Other Comments:

III. DETAILED JUSTIFICATION FOR CAPITAL BUDGET PRIORITIES

A. Agency Section/Code/Name:

B. Priority No. ____ of ____

C. Strategic Goal/Action Plan *(if applicable)*:

D. Project Name and Number *(if applicable)*:

E. Agency Activity Number and Name:

F. Description of Priority:

G. Detailed Justification for Funding

(1) Justification for Funding Priority:

(2)

Total Project Cost Estimates:	Additional State Funds	Previously Authorized State Funds	Total Other Fund Sources	Project Total
Total Project Cost*				\$ 0

** If additional annual operating costs from any source of funding are anticipated upon project completion please complete Sections H and I (Justification for Additional Future Annual Operating Costs) below.*

H. Justification for First Year Additional Future Annual Operating Costs:

(1) Will additional annual operating costs be absorbed into your existing budget? _____

If not, will additional state funds be needed in the future? _____

If state funds will not be needed in the future, explain the source(s) that will be used. _____

(2) First Fiscal Year Additional Annual Operating Costs Are Anticipated: _____ Will this fiscal year require a partial or full year's operating funds? _____ If a partial year's funds are required, what portion of the year does it cover? _____

(3)

Additional Annual Operating Cost Details:	State Non-Recurring	State Recurring	Federal	Other	Total
Total Costs:					
(a) Number of FTEs					0.00
(b) Total Personnel Costs					\$ 0
(c) Furniture/Equipment					\$ 0
(d) Other Operating Costs					\$ 0
Total	\$ 0	\$ 0	\$ 0	\$ 0	\$ 0

I. Justification for First Full Year Additional Future Annual Operating Costs *(If Section H above represents a full year's operating funds, do not complete this section.)*

(1) Will additional annual operating costs be absorbed into your existing budget? _____

If not, will additional state funds be needed in the future? _____

If state funds will not be needed in the future, explain the source(s) that will be used. _____

(2) First Full Fiscal Year Additional Annual Operating Costs Are Anticipated: _____

(3)

Additional Annual Operating Cost Details:	State Non-Recurring	State Recurring	Federal	Other	Total
Total Costs:					
(a) Number of FTEs					0.00
(b) Total Personnel Costs					\$ 0
(c) Furniture/Equipment					\$ 0
(d) Other Operating Costs					\$ 0
Total	\$ 0	\$ 0	\$ 0	\$ 0	\$ 0

J. Other Comments:

FY 2007-08 COST SAVINGS & ACTIVITY PRIORITY ADDENDUM

I. 2% COST SAVINGS ASSESSMENT

- A. Agency Section/Code/Name: E20 Office of the Attorney General
- B. Agency Activity Number and Name: All
- C. Explanation of Cost Savings Initiative: **The SC Office of the Attorney General offers the Youth Mentor Program as a cost savings initiative. This program is mandated by statute 20-7-1331 as follows:**

SECTION 20-7-1331. Youth mentor program; participation and availability.

(A) This section may be cited as the “Youth Mentor Act”.

(B) The Attorney General’s Office shall establish a Youth Mentor Program to serve juvenile offenders under the jurisdiction of the family court. The program shall consist of a church mentor program and a community mentor program. Participation in the program may be required as a pretrial diversion option by a solicitor or as an optional, alternative disposition by a family court judge. The circuit solicitor may charge a juvenile offender who participates in the Youth Mentor Program a fee to offset the actual cost of administering the program; however, no juvenile offender is barred from the program because of indigence. This program must be available for juveniles who commit nonviolent offenses. For purposes of this subsection, nonviolent offenses mean all offenses not listed in Section 16-1-60.

(C) When a child is charged with a nonviolent offense which places him under the jurisdiction of the family court and the solicitor is of the opinion that justice would be better served if the child completed a church mentor program, the solicitor may divert the child to such a program. Upon completion of the program, the proceedings in family court must be dismissed.

Participation in the church mentor program is voluntary, and the child or his parents or guardians may refuse to participate based upon their religious beliefs or for any other reason.

The Attorney General must establish guidelines for the program, the mentors, and the churches, mosques, masjids, synagogues, and other religious organizations that participate in the church mentor program.

(D) When a child is adjudicated delinquent for a nonviolent offense in family court, the family court judge may order the child to participate in the community mentor program. When a child is ordered to participate in the community mentor program, he must be assigned to a community organization which shall assign a mentor to the child. The mentor shall monitor the academic and personal development of the child for a minimum period of six months and a maximum period not exceeding one year as ordered by the court. Failure to complete the program shall result in the child being brought before the family court for appropriate sanctions or revocation of suspended commitment.

The Attorney General must establish guidelines for the program, the mentors, and the community organizations that participate in the community mentor program.

This is a valuable program and should continue. However, the Attorney General believes that this valuable mission would have an even greater positive impact if conducted by the Circuit Solicitors or another entity on the local community level.

D. Estimate of Savings:

FY 2007-08 Cost Savings Estimates:	General	Federal	Other	Total
Personnel:				
(a) Number of FTEs	1.00			1.00
(b) Personal Service	62,486			62,486
(c) Employer Contributions	15296			15296
Program/Case Services				\$ 0
Pass-Through Funds				\$ 0
Other Operating Expenses	2,500			2,500
Total	77,782	\$ 0	\$ 0	77,782

E. Activity Impact (*Describe the impact on the activity affected including the impact on customers and clients.*):

F.

Summary of Cost Savings Initiatives for FY 2007-08:	FUNDING				FTEs			
	General	Federal	Other	Total	State	Fed.	Other	Total
Initiative Title: Youth Mentor Program	77,782	0	0	77,782	1.00	0	0	1.00
Activity Number & Name:								
Initiative Title:	0	0	0	\$ 0	0	0	0	0.00
Activity Number & Name:								
Initiative Title:	0	0	0	\$ 0	0	0	0	0.00
Activity Number & Name:								
TOTAL OF ALL INITIATIVES	77,782	\$ 0	\$ 0	\$ 77,782	1.00	0.00	0.00	1.00

FY 2007-08 COST SAVINGS & ACTIVITY PRIORITY ADDENDUM

II. PRIORITY ASSESSMENT OF AGENCY ACTIVITIES

A. Agency Section/Code/Name: E20

B. Agency Activity Number and Name:

C. Explanation of Lowest Priority Status: **The Office of the Attorney General is mandated to provide the majority of services it offers. Services that do not offer maximum impact for dollars used have been previously cut due to the 35%+ cut taken in the past 5 years.**

D. Estimate of Savings:

Estimate of Savings:	General	Federal	Supplemental	Capital Reserve	Other	Total
Personnel:						
(a) Number of FTEs	0	0	0	0	0	0.00
(b) Personal Service	0		0	0	0	\$ 0
(c) Employer Contributions	0		0	0	0	\$ 0
Program/Case Services	0	0	0	0	0	\$ 0
Pass-Through Funds	0	0	0	0	0	\$ 0
Other Operating Expenses	0	0	0	0	0	\$ 0
Total	\$ 0	\$ 0	\$ 0	\$ 0	\$ 0	\$ 0

E. Activity Impact (*Describe the impact on the activity affected including the impact on customers and clients.*):

F.

Summary of Priority Assessment of Activities	General	Federal	Supplemental	Capital Reserve	Other	Total	FTEs
Activity Number & Name:	0	0	0	0	0	\$ 0	0
Activity Number & Name:	0	0	0	0	0	\$ 0	0
Activity Number & Name:	0	0	0	0	0	\$ 0	0
Activity Number & Name:	0	0	0	0	0	\$ 0	0
Activity Number & Name:	0	0	0	0	0	\$ 0	0
TOTAL OF LOWEST PRIORITIES	\$ 0	\$ 0	\$ 0	\$ 0	\$ 0	\$ 0	0.00